



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

October 18, 1991

Ms. Helen K. Bright
The University of Texas System
Office of General Counsel
201 West Seventh Street
Austin, Texas 78701-2981

OR91-508

Dear Ms. Bright:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 13851.

The University of Texas System has received a request for information relating to alleged violations of university class enrollment regulations. The request is presented in interrogatory fashion and includes three questions. You claim that the requested information was addressed in a previous open records letter issued by this office, OR91-432. You also claim that the Open Records Act does not require a governmental body to respond to interrogatories or to perform research.

The same rationale applied in OR91-432 resolves your request. Open Records Decision No. 572 (1990) held that the Open Records Act applies only to information in existence and does not require a governmental body to prepare new information. Similarly, a governmental body is not required to answer factual questions or to perform research. See Open Records Decision Nos. 563 at 8, 555 (1990); 347 (1982). Accordingly, the requested information may be withheld from required public disclosure.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with

a formal open records decision. If you have questions about this ruling, please refer to OR91-508.

Yours very truly,

A handwritten signature in cursive script, appearing to read "Kay Guajardo".

Kay H. Guajardo
Assistant Attorney General
Opinion Committee

KHG/GK/lcd

Ref.: ID# 13851, OR91-432

cc: Mr. Richard Tobias
1807 Lakespur
Arlington, Texas 76013